



The Saskatchewan Gazette

PUBLISHED WEEKLY BY AUTHORITY OF THE QUEEN'S PRINTER

PART II/PARTIE II

Volume 101

REGINA, FRIDAY, OCTOBER 21, 2005/REGINA, VENDREDI, 21 OCTOBRE 2005

No. 42/n° 42

PART II/PARTIE II

REVISED REGULATIONS OF SASKATCHEWAN/ RÈGLEMENTS RÉVISÉS DE LA SASKATCHEWAN

TABLE OF CONTENTS/TABLE DES MATIÈRES

E-10.21 Reg 4	<i>The Waste Electronic Equipment Regulations</i>	1003
F-13.1 Reg 34	<i>The Prorated Interjurisdictional Vehicle Tax Credit (Provincial Sales Tax) Regulations</i>	1008
G-5.1 Reg 119	<i>The Department of Health Regulations</i>	1010

Revised Regulations of Saskatchewan/ Règlements Révisés de la Saskatchewan 2005

September 2, 2005

The Milk Control Amendment Regulations, 2005 (No. 8) SR 83/2005

September 9, 2005

The Securities Commission (Adoption of National Instruments) Amendment Regulations, 2005 (No. 6) SR 84/2005

The Securities Commission (Local Instruments) Amendment Regulations, 2005 (No. 2) SR 85/2005

September 16, 2005

The Halocarbon Control Regulations E-10.21 Reg 2

The Waste Paint Management Regulations E-10.21 Reg 3

The Department of Learning Regulations, 2005 G-5.1 Reg 118

The Vehicle Inspection Procedures Amendment Regulations, 2005 SR 86/2005

The Small Business Loans Association Program Amendment Regulations, 2005 SR 87/2005

The Oil and Gas Conservation Amendment Regulations, 2005 SR 88/2005

The Potash Production Tax Amendment Regulations, 2005 SR 89/2005

The Vital Statistics Amendment Regulations, 2005 (No. 2)/ SR 90/2005/

Règlement n° 2 de 2005 modifiant le Règlement sur les services de l'état civil RS 90/2005

The Automobile Accident Insurance (General) Amendment Regulations, 2005 (No. 2) SR 91/2005

The Driver and Vehicle Registration Fee Amendment Regulations, 2005 SR 92/2005

The Driver Licensing and Suspension Amendment Regulations, 2005 (No. 2) SR 93/2005

The Vehicle Inspection Amendment Regulations, 2005 SR 94/2005

The Environmental Spill Control Amendment Regulations, 2005 SR 95/2005

The Adult Guardianship and Co-decision-making Amendment Regulations, 2005 SR 96/2005

The Professional Corporations Amendment Regulations, 2005 (No.2) SR 97/2005

The Condominium Property Amendment Regulations, 2005 SR 98/2005

The Transitional Employment Allowance Amendment Regulations, 2005 SR 99/2005

September 23, 2005

The Securities Commission (Adoption of National Instruments) Amendment Regulations, 2005 (No. 7) SR 100/2005

The Milk Control Amendment Regulations, 2005 (No. 9) SR 101/2005

The Securities Commission (Local Instruments) Amendment Regulations, 2005 SR 102/2005

September 30, 2005

The Archives Regulations A-26.1 Reg 1

The Meat Processing Investment Rebate Program Regulations F-8.001 Reg 29

The Training Allowance Amendment Regulations, 2005 SR 103/2005

The Building and Accessibility Standards Administration Amendment Regulations, 2005 (No. 3) SR 104/2005

The Rural Municipality Election and Voting Amendment Regulations, 2005 SR 105/2005

October 7, 2005

The Mineral Exploration Incentive Amendment Regulations, 2005 SR 107/2005

*The Traffic Safety Court of Saskatchewan Amendment Regulations, 2005/
Règlement de 2005 modifiant le Règlement sur le Tribunal de la sécurité
routière de la Saskatchewan* SR 108/2005/
RS 108/2005

October 14, 2005

The Mandatory Testing and Disclosure (Bodily Substances) Regulations M-2.1 Reg 1

The Saskatchewan Medical Care Insurance Payment Amendment Regulations, 2005 (No. 2) SR 109/2005

*The Marriage Amendment Regulations, 2005/
Règlement de 2005 modifiant le Règlement de 1997 sur le mariage* SR 111/2005
RS 111/2005

October 21, 2005

The Waste Electronic Equipment Regulations E-10.21 Reg 4

The Prorated Interjurisdictional Vehicle Tax Credit (Provincial Sales Tax) Regulations ... F-13.1 Reg 34

The Department of Health Regulations G-5.1 Reg 119

REVISED REGULATIONS OF SASKATCHEWAN

CHAPTER E-10.21 REG 4*The Environmental Management and Protection Act, 2002*

Section 81

Order in Council 785/2005, dated October 12, 2005

(Filed October 13, 2005)

Title

- 1 These regulations may be cited as *The Waste Electronic Equipment Regulations*.

Interpretation

- 2 In these regulations:

- (a) **“Act”** means *The Environmental Management and Protection Act, 2002*;
- (b) **“electronic equipment”** means any electronic equipment listed in Column 1 of Table 1, effective on and after the corresponding date listed in Column 2 of Table 1;
- (c) **“first seller”** means a person who:
- (i) is a manufacturer, distributor, owner or licensee of intellectual property rights in electronic equipment that is sold, offered for sale or otherwise distributed into or in Saskatchewan;
 - (ii) is a vendor of electronic equipment outside of Saskatchewan and who, as an ordinary part of his or her business, solicits and sells electronic equipment to consumers in Saskatchewan;
 - (iii) imports electronic equipment into Saskatchewan for resale in Saskatchewan;
 - (iv) imports parts for electronic equipment into Saskatchewan for assembly and resale in Saskatchewan; or
 - (v) purchases electronic equipment outside of Saskatchewan for use in Saskatchewan;
- (d) **“product management program”** means a program for the collection and recycling of waste electronic equipment;
- (e) **“table”** means a table set out in the Appendix;
- (f) **“waste electronic equipment”** means electronic equipment that the consumer no longer wants.

Prescribed product

- 3 Electronic equipment is a prescribed product for the purposes of clause 81(1)(aa) of the Act.

Product management program required

4(1) Every first seller must:

- (a) operate a product management program approved by the minister; or
 - (b) enter into an agreement with a person to operate, on the first seller's behalf, a product management program approved by the minister.
- (2) No first seller who operates a product management program shall fail to operate the product management program in accordance with:
- (a) the program as approved by the minister; and
 - (b) these regulations.
- (3) No person who has entered into an agreement to operate a product management program on a first seller's behalf shall fail to operate the product management program in accordance with:
- (a) the program as approved by the minister; and
 - (b) these regulations.
- (4) No first seller who has entered into an agreement to have a product management program operated on the first seller's behalf shall fail to ensure that the product management program is operated in accordance with:
- (a) the program as approved by the minister; and
 - (b) these regulations.

Approval to operate product management program

5(1) A first seller who operates or wishes to operate a product management program, or a person who operates or wishes to operate a product management program on a first seller's behalf, must:

- (a) apply to the minister for approval of the program, in a form acceptable to the minister; and
 - (b) submit any additional information or material to the minister that the minister requests and considers relevant to the application.
- (2) The minister shall not approve a product management program unless the program:
- (a) contains details of the management structure of the program;
 - (b) provides details respecting:
 - (i) the creation of an advisory committee to the operator of the product management program;
 - (ii) the role of the advisory committee in relation to the operation of the program; and
 - (iii) the manner in which Saskatchewan interests will be represented on the advisory committee; and

- (c) provides details respecting:
 - (i) how waste electronic equipment will be collected in all areas of Saskatchewan;
 - (ii) recycling options for waste electronic equipment, listed in descending order of preference;
 - (iii) the policies and procedures to be followed by any person processing waste electronic equipment collected pursuant to the program;
 - (iv) how the program will be funded;
 - (v) the quality control and assurance aspects of the program, including tracking and auditing mechanisms; and
 - (vi) the public education or public awareness and communication strategy for the program.

(3) If the minister is satisfied that a proposed product management program complies with the Act and these regulations and is otherwise in the public interest, the minister may approve the product management program on any terms and conditions that the minister considers appropriate.

Changes to product management program

6 No person operating a product management program shall make any changes to the program without obtaining the minister's prior written approval of the proposed changes.

Suspension or cancellation of approvals

7(1) Subject to subsection (2), if, in the minister's opinion, a product management program is not being operated in accordance with the Act, these regulations or the terms and conditions of the approval, or if, in the minister's opinion, it is in the public interest to do so, the minister may:

- (a) amend the approval by imposing new or additional terms and conditions;
or
- (b) suspend or cancel the approval.

(2) Before amending, suspending or cancelling an approval pursuant to subsection (1), the minister shall give the person operating the product management program an opportunity to be heard.

(3) Notwithstanding subsection (2), if the minister considers that it is necessary in order to protect the public interest, the minister may immediately amend, suspend or cancel an approval without giving the person mentioned in subsection (2) an opportunity to be heard, but the minister shall give that person an opportunity to be heard within 15 days after the date on which the minister takes any of those actions.

Annual reporting

8(1) In this section, "**reporting period**" means the period commencing on January 1 in one year and ending on December 31 of that same year.

(2) On or before June 30 in each year, every first seller operating a product management program, and every person operating a product management program on the first seller's behalf, must prepare and submit to the minister a written annual report describing the activities of the product management program during the previous reporting period, including:

- (a) the types and amount of waste electronic equipment collected;
- (b) the types and amount of waste electronic equipment diverted to each of the program's recycling options as identified pursuant to subclause 5(2)(c)(ii);
- (c) the total amount of recycling fees collected to fund the program in Saskatchewan;
- (d) the amount spent to operate the program in Saskatchewan;
- (e) the amount of recycling incentives paid out, if any;
- (f) the costs incurred to administer the program;
- (g) the amount spent on public education or public awareness and communication;
- (h) any other information that the minister may reasonably require.

Coming into force

9 These regulations come into force on February 1, 2006.

AppendixTABLE 1
[Clause 2(b)]**Electronic Equipment**

Column 1 - Electronic Equipment	Column 2 - Effective Date
1. Personal desk top computer, including the central processing unit and all other parts contained in the computer.	February 1, 2006
2. Personal notebook computer, including the central processing unit and all other parts contained in the computer.	February 1, 2006
3. Computer monitor, including the following types of computer monitor: (a) cathode ray tube; (b) liquid crystal display; (c) plasma.	February 1, 2006
4. Computer mouse, including cables.	February 1, 2006
5. Computer keyboard, including cables.	February 1, 2006
6. Computer printer: (a) including the following types of computer printer: (i) dot matrix; (ii) ink jet; (iii) laser; (iv) thermal; and (b) including any computer printer with scanning or facsimile capabilities, or both.	February 1, 2006
7. Television, including the following types of television: (a) cathode ray tube; (b) liquid crystal display; (c) plasma; (d) rear projection.	February 1, 2007

CHAPTER F-13.1 REG 34*The Financial Administration Act, 1993*

Sections 24 and 71

Order in Council 784/2005, dated October 12, 2005

(Filed October 13, 2005)

Title

1 These regulations may be cited as *The Prorated Interjurisdictional Vehicle Tax Credit (Provincial Sales Tax) Regulations*.

Interpretation

2(1) In these regulations:

- (a) “**Act**” means *The Financial Administration Act, 1993*;
- (b) “**tax**” means the tax imposed pursuant to section 5.3 of *The Provincial Sales Tax Act*.

(2) The definitions in section 5.1 of *The Provincial Sales Tax Act* apply to these regulations.

Remission of tax

3(1) Subject to subsections (2) to (4) and to section 4, on and after October 1, 2005, a person who has licensed a vehicle in Saskatchewan as an interjurisdictional vehicle and paid the tax on that vehicle is granted a remission of that tax in the following circumstances:

- (a) the person:
 - (i) sells or disposes of the vehicle or otherwise removes the vehicle from the person’s fleet; and
 - (ii) as a result of the sale, disposition or removal mentioned in subclause (i), has the interjurisdictional vehicle licence for the vehicle cancelled or terminated;
 - (b) the person satisfies the minister that the vehicle is used as an interjurisdictional vehicle for only part of a year and is used for intrajurisdictional purposes for the rest of the year.
- (2) A remission is to be granted only if the person mentioned in subsection (1):
- (a) applies to the minister; and
 - (b) provides the minister with evidence satisfactory to the minister to establish:
 - (i) that person’s eligibility for a remission; and
 - (ii) in the case of a remission to be granted for the purposes of clause (1)(b), the number of days in the period described in the definition of V in subsection (4) that the vehicle is used as an interjurisdictional vehicle and the number of days that the vehicle is used for intrajurisdictional purposes.

(3) The amount of the remission granted for the purposes of clause (1)(a) is the amount C calculated in accordance with the following formula:

$$C = T - \left(T \times \frac{DA}{V} \right)$$

where:

T is the amount of tax;

DA is the number of days in the period commencing on the date that the tax was paid and ending on the date that the vehicle was sold or disposed of or removed from a fleet, as the case may be; and

V is the number of days in the period for which the vehicle was originally licensed pursuant to *The Vehicle Administration Act* as an interjurisdictional vehicle.

(4) The amount of the remission granted for the purposes of clause (1)(b) is the amount C calculated in accordance with the following formula:

$$C = T - \left(T \times \frac{DB}{V} \right)$$

where:

T is the amount of tax;

DB is the number of days in the period described in the definition of V that the person licensing the vehicle satisfies the minister that the vehicle is used as an interjurisdictional vehicle; and

V is the number of days in the period for which the vehicle was originally licensed pursuant to *The Vehicle Administration Act* as an interjurisdictional vehicle.

Remission to be provided in form of credit

4(1) A person to whom a remission is granted pursuant to section 3 is entitled to receive the remission only in the form of a credit that is governed by this section.

(2) A person to whom a credit is provided by this section:

(a) must apply the credit within four years after the date that the minister provides the credit; and

(b) is entitled to apply the credit only against tax payable on other interjurisdictional vehicles that are licensed by that person.

(3) The minister may:

- (a) pay a credit provided by this section out of the general revenue fund, and any credit is to be accounted for as a reduction of revenues received pursuant to *The Provincial Sales Tax Act*; or
- (b) apply the amount of the credit against the amount of any tax that the person entitled to the credit owes pursuant to *The Provincial Sales Tax Act*.

Coming into force

5 These regulations come into force on the day on which they are filed with the Registrar of Regulations.

CHAPTER G-5.1 REG 119

The Government Organization Act

Section 12

Order in Council 786/2005, dated October 14, 2005

(Filed October 14, 2005)

Title

1 These regulations may be cited as *The Department of Health Regulations*.

Department of Health continued

2 The department of the Government of Saskatchewan called the Department of Health is continued.

Objects and purposes

3(1) The objects and purposes of the Department of Health are to provide the structure wherein and whereby the powers, responsibilities and functions of the Minister of Health may be exercised and carried out and, with respect to those objects and purposes, to co-ordinate, develop, promote and implement policies and programs of the Government of Saskatchewan related to the following:

- (a) health services in Saskatchewan;
- (b) medical services and medical education programs;
- (c) early childhood development;
- (d) drug plan and extended benefits;
- (e) public health research;
- (f) training of health personnel;
- (g) health systems and health technology.

(2) The objects and purposes of the Department of Health are to provide the structure wherein and whereby the powers, responsibilities and functions of the Minister of Healthy Living Services may be exercised and carried out and, with respect to those objects and purposes, to co-ordinate, develop, promote and implement policies and programs of the Government of Saskatchewan related to the following:

- (a) active living;
- (b) healthy eating;
- (c) healthy sexuality;
- (d) addictions;
- (e) mental health;
- (f) reduction in tobacco use;
- (g) health promotion.

(3) The objects and purposes of the Department of Health are to provide the structure wherein and whereby the powers, responsibilities and functions of the Minister Responsible for Seniors may be exercised and carried out and, with respect to those objects and purposes, to co-ordinate, develop, promote and implement social, cultural, economic and other policies and programs for the benefit of Saskatchewan seniors.

Coming into force

4 These regulations come into force on the day on which they are filed with the Registrar of Regulations.

